

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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DONNA HEDGES,

Plaintiff,

-against-

MAIN DRAG MUSIC INC.,

Defendant.  
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USDC SDNY  
DOCUMENT  
ELECTRONICALLY FILED  
DOC #:  
DATE FILED: 5/24/2021

21-cv-1915 (VSB)


**ORDER**

VERNON S. BRODERICK, United States District Judge:

Plaintiff filed this action on March 4, 2021, (Doc. 1), and filed an affidavit of service on April 8, 2021, (Doc. 6). The deadline for Defendant to respond to Plaintiff's complaint was April 15, 2021. (*Id.*) To date, Defendant has not responded to the complaint. Plaintiff, however, has taken no action to prosecute this case. Accordingly, on April 20, 2021, I entered an Order directing Plaintiff to seek a default judgment in accordance with Rule 4(H) of my Individual Rules and Practices in Civil Cases by no later than May 20, 2021. (Doc. 7.) In that Order, I warned Plaintiff that "fail[ing] to do so or otherwise demonstrate that she intends to prosecute this litigation" might result in dismissal of this case for failure to prosecute pursuant to Federal Rule of Civil Procedure 41(b). (*Id.*) Plaintiff has failed to comply with my April 20, 2021 order. Accordingly, it is hereby:

ORDERED that the above-captioned action is dismissed for failure to prosecute pursuant to Federal Rule of Civil Procedure 41(b). The Clerk's office is directed to terminate this case.  
SO ORDERED.

Dated: May 24, 2021  
New York, New York

  
Vernon S. Broderick  
United States District Judge